

IN THE CLAIMS

Please amend the claims as follows:

Claim 1 (Currently Amended): A content data transferring system for transferring content data comprising:

a first recording medium on which a plurality of content data are recorded; a recording and reproducing apparatus configured to reproduce a recording medium identification information unique to a second recording medium and recorded on the second recording medium, to reproduce an existing reproduction control information recorded on the second recording medium identifying content data recorded on the second recording medium, and to record content data transferred from the first recording medium onto the second recording medium;

~~a first set creating device configured to create a first set, the first set correlating the recording medium identification information with a second set, the second set categorizing~~
~~categorize the plurality of content data recorded on the first recording medium in accordance~~
~~with a predetermined rule into a group of content data, so that and correlate the recording~~
~~medium identification information correlates to with the group and record the correlation, the~~
~~group identifying a portion of the plurality of content data recorded on the first recording~~
~~medium that satisfies the predetermined rule;~~

~~a second set creating device configured to create the second set correlated with the~~
~~first set;~~

a reproduction control information creating device configured to create a new reproduction control information, for the group, based on ~~the second set and~~ the recording medium identification information ~~and the correlation recorded by the set creating device of~~
~~the group correlated with the recording medium identification information, the new~~
~~reproduction control information identifying the content data recorded on the first recording~~

medium that satisfy the predetermined rule and are categorized into the group by the predetermined rule; and

a content transfer controlling device configured to transfer ~~content~~ data, in response to a comparison of the existing reproduction control information with the new reproduction control information, content data from the first recording medium to the second recording medium which [[is]] are categorized by the predetermined rule into the group, satisfy the predetermined rule and are not recorded on the second recording medium based on the comparison of the existing reproduction control information with the new reproduction control information.

Claim 2 (Currently Amended): The content data transferring system as set forth in claim 1,

wherein the content transfer controlling device is configured to transfer the newly created reproduction control information to the recording and reproducing apparatus so as to record the newly created reproduction control information onto the second recording medium [[and]] to replace the existing reproduction control information with the newly created reproduction control information.

Claim 3 (Canceled).

Claim 4 (Previously Presented): The content data transferring system as set forth in claim 1,

wherein the content data recorded on the first recording medium are managed in accordance with the number of permissible record times for each of content data transferred from the first recording medium to other recording mediums, and

wherein when each of content data which have not been recorded on the second recording medium is transferred thereto, the number of permissible record times for each of the content data is decremented.

Claim 5 (Previously Presented): The content data transferring system as set forth in claim 1,

wherein when content data that have not been recorded on the second recording medium are transferred thereto, the newly created reproduction control information is transmitted to the recording and reproducing apparatus so as to record the newly created reproduction control information onto the second recording medium.

Claim 6 (Currently Amended): The content data transferring system as set forth in claim 1,

wherein content data recorded on to the second recording medium, that are not ~~managed in accordance with~~ indicated by the newly created reproduction control information, are deleted from the second recording medium in accordance with the newly created reproduction control information.

Claim 7 (Currently Amended): The content data transferring system as set forth in claim 6,

wherein each of the content data recorded on the first recording medium is managed in accordance with [[the]] a number of permissible record times for each of the contents that are recorded from the first recording medium onto other recording mediums including the second recording medium, and

wherein the number of permissible record times for ~~each of~~ a recorded content data is incremented when ~~each of the~~ recorded content data is deleted from the second recording medium.

Claim 8 (Original): The content data transferring system as set forth in claim 1, wherein the reproduction control information is information with which the reproduction order of content data is controlled.

Claim 9 (Original): The content data transferring system as set forth in claim 1, wherein the second recording medium can be loaded into and unloaded from the recording and reproducing apparatus.

Claim 10 (Currently Amended): The content data transferring system as set forth in claim 9,

wherein the new reproduction control information is created whenever in response to loading the second recording medium ~~is loaded~~ into the recording and reproducing apparatus.

Claim 11 (Currently Amended): A content data transferring method for transferring content data selected from a first recording medium on which a plurality of content data have been recorded to a second recording medium different from the first recording medium comprising:

reproducing a recording medium identification information unique to the second recording medium ~~using by~~ a recording and reproducing apparatus configured to record data to the second recording medium and reproduce data from the second recording medium;

reproducing an existing reproduction control information recorded onto the second recording medium ~~using by~~ the recording and reproducing apparatus, the existing reproduction control information identifying content data recorded on the second recording medium;

~~creating a second set correlated with a first set in accordance with the recording medium identification information reproduced from the second recording medium, the first set correlating the recording medium identification information with the second set, and the second set~~

categorizing the plurality of content data recorded on the first recording medium in accordance with a predetermined rule into a group of content data; ~~, so that~~

correlating the recording medium identification information correlates to with the group and recording the correlation, the group identifying a portion of the plurality of content data recorded on the first recording medium that satisfies the predetermined rule;

~~creating a new reproduction control information, for the group, using the second set and correlating to based on the recording medium identification information and the correlation recorded on the first recording medium, the new reproduction control information identifying the content data recorded on the first recording medium that satisfy the predetermined rule and are categorized into the group by the predetermined rule;~~

comparing the existing reproduction control information to the new reproduction control information; and

transferring, in response to and based on a result of the comparing, content data from the first recording medium to the second recording medium which [[is]] are categorized into the group [[by]], satisfy the predetermined rule and are not recorded on the second recording medium.

Claim 12 (Currently Amended): The content data transferring method as set forth in claim 11,

wherein the newly created reproduction control information is transferred to the recording and reproducing apparatus ~~so as to record the newly created reproduction control information and recorded~~ onto the second recording medium [[and]] ~~to~~ replace the existing reproduction control information.

Claim 13 (Canceled).

Claim 14 (Previously Presented): The content data transferring method as set forth in claim 11,

wherein the content data recorded on the first recording medium are managed in accordance with the number of permissible record times for each of content data transferred from the first recording medium to other recording mediums, and

wherein when each of content data which have not recorded on the second recording medium is transferred thereto, the number of permissible record times for each of the content data is decremented.

Claim 15 (Previously Presented): The content data transferring method as set forth in claim 11,

wherein when content data that have not been recorded on the second recording medium are transferred thereto, the newly created reproduction control information is transmitted to the recording and reproducing apparatus so as to record the newly created reproduction control information onto the second recording medium.

Claim 16 (Currently Amended): The content data transferring method as set forth in claim 11,

wherein content data recorded on the second recording medium, that are not managed in accordance with indicated by the newly created reproduction control information, are deleted from the second recording medium in accordance with the newly created reproduction control information.

Claim 17 (Currently Amended): The content data transferring method as set forth in claim 16,

wherein each of the content data recorded on the first recording medium is managed in accordance [[with]] a the number of permissible record times for each of the contents that are recorded from the first recording medium onto other recording mediums including the second recording medium, and

wherein the number of permissible record times for each of a recorded content data is incremented when each of the recorded content data is deleted from the second recording medium.

Claim 18 (Original): The content data transferring method as set forth in claim 11, wherein the reproduction control information is information with which the reproduction order of content data is controlled.

Claim 19 (Original): The content data transferring method as set forth in claim 11, wherein the second recording medium can be loaded into and unloaded from the recording and reproducing apparatus.

Claim 20 (Currently Amended): The content data transferring method as set forth in claim 19,

wherein the new reproduction control information is created whenever in response to loading the second recording medium is loaded into the recording and reproducing apparatus.